

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

IN RE MICROSOFT CORP.  
ANTITRUST LITIGATION.

This Document relates to:

*Burst.com, Inc. v.*  
*Microsoft Corp.,*

Civil Action No JFM-02-cv-2952

MDL Docket No. 1332

Hon. J. Frederick Motz

**NOTICE OF DEPOSITION OF JEFFREY FRIEDBERG**

PLEASE TAKE NOTICE THAT Burst.com, Inc. will take the deposition of the following individual on the following day:

Jeffrey Friedberg

Location: Preston, Gates & Ellis  
925 Fourth Avenue, Suite 2900  
Seattle, WA 98104-1158

Date: October 9, 2003  
9:30 a.m.

This deposition will be videotaped. All examinations shall be taken before a Notary Public or some other person authorized by law to administer oaths. Said examination will continue from day to day until completed. You are invited to attend and cross-examine.

DATED: October 3, 2003

SPENCER HOSIE (Ca Bar # 101777)  
 BRUCE J. WECKER (Ca Bar # 078530)  
 JOHN BURRITT McARTHUR (Ca Bar # 159793;  
 Texas Bar #13325650)  
 GEORGE F. BISHOP (Ca Bar # 89205)  
 JAMES T. McCARTT (Ca Bar # 121983)  
 HOSIE, FROST, LARGE & McARTHUR  
 One Market, Spear Street Tower, 22<sup>nd</sup> Floor  
 San Francisco, CA 94105  
 Telephone: 415-247-6000

ROBERT YORIO (Ca Bar # 93178))  
CARR & FERRELL, LLP  
2225 East Bayshore Road, Suite 200  
Palo Alto, CA 94303  
Telephone: 650-812-3400

By: /s/  
Spencer Hosie  
Attorneys for Plaintiff Burst.com, Inc.

**PROOF OF SERVICE**

I am employed in the State of California, County of San Francisco. I am over 18 years of age and am not party to the within action. My business address is One Market, Spear Tower, Suite 2200, San Francisco, California 94105.

On October 3, 2003, I served NOTICE OF DEPOSITION OF JEFFREY FRIEDBERG upon counsel named below by facsimile:

Jonathan Treece (*via facsimile*)  
Douglas I. Lewis (*via facsimile*)  
**SIDLEY AUSTIN BROWN & WOOD LLP**  
Bank One Plaza  
10 South Dearborn Street  
Chicago, IL 60603  
Fax: 312.853.7036

Bryan K. Anderson (*via facsimile*)  
**SIDLEY AUSTIN BROWN & WOOD LLP**  
555 California Street  
San Francisco, CA 94104  
Fax: 415.397.4621

Executed this 3rd day of October, 2003.

/s/  
Jerry Shaw